

I hereby certify that this correspondence is being sent via facsimile to the Commissioner for Patents at the United States Patent and Trademark Office centralized facsimile number 571-273-8300 on

January 9, 2007

Gregory H. Zayla - Registration No. 48,059

Name of Applicant, Assignee or
Registered Representative

Gregory Zayla
Signature

January 9, 2007
Date of transmission

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Our Case No. 11333/25
Sysmex Ref. No. 1-2002-028US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yasunori Kawate

Serial No. 10/629,296

Filing Date: July 28, 2003

For: Analyzers and Methods of
Analyzing Blood

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)
)
) Examiner Gallene R. Gabel
)
) Group Art Unit No. 1641
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RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action mailed August 9, 2006, Applicant respectfully requests reconsideration in light of the following Amendment and Remarks.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this communication.

Remarks begin on page 7 of this communication.

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CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8 I hereby certify that this correspondence, totaling <u>fifteen (15)</u> pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-973-8300 (Central number) on the below date: Date: <u>January 9, 2007</u> Name: <u>Gregory H. Zayia - Reg. No. 48,059</u> Signature: <u>Gregory H. Zayia</u>	
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& LIONE**
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **Yasunori Kawate**
 Appln. No.: **10/629,296**
 Filed: **July 28, 2003**
 For: **Analyzers and Methods of Analyzing Blood**

Examiner: **Gailene R. Gabel**
 Art Unit: **1641**

Attorney Docket No: **11333/25**

Mail Stop Amendment
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL
Attached is/are:

- ☒ Transmittal (in duplicate); Response; and Petition and Fee for Two (2) Month Extension of Time (in duplicate)
☐ Return Receipt Postcard.

Fee calculation:

- ☐ No additional fee is required.
☐ Small Entity.
☒ An extension fee in an amount of **\$450** for a two (2)-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$ _____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim						+\$180=		+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$ _____ is enclosed.
☒ Please charge Deposit Account No. 23-1925 in the amount of **\$450**. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$ _____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

January 9, 2007
 Date

Gregory H. Zayia
 Gregory H. Zayia (Reg. No. 48,059)

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NBC Tower - Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599

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CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

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Date: January 9, 2007 Name: Gregory H. Zayla Reg. No. 48,059 Signature: Gregory Zayla

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In re Appln. of: Yasunori Kawate

Appln. No.: 10/629,296

Filed: July 28, 2003

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Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
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- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.18 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

January 9, 2007
Date

Gregory Zayla
Gregory H. Zayla (Reg. No. 48,059)

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